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Attorneys for the Schwartz Group
 of Investors, Individually and On
 Behalf of All Others Similarly
 Situated, and Proposed Lead Counsel

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

MIKE LABINS, on Behalf of Himself and All
 Others Similarly Situated,

Plaintiff,

vs.

THE CHARLES SCHWAB CORPORATION;
 CHARLES SCHWAB & CO., INC.; CHARLES
 SCHWAB INVESTMENT MANAGEMENT,
 INC.; CHARLES R. SCHWAB; EVELYN
 DILSAVER; RANDALL W. MERK; AND
 GEORGE PEREIRA,

Defendants.

Case No. CV-08-1510-WHA

**NOTICE OF MOTION AND MOTION
 FOR CONSOLIDATION OF ACTIONS;
 FOR APPOINTMENT OF THE
 SCHWARTZ GROUP OF INVESTORS
 AS LEAD PLAINTIFFS; AND FOR
 APPROVAL OF PLAINTIFFS' CHOICE
 OF LEAD COUNSEL**

Date: June 26, 2008

Time: 8:00 a.m.

Judge: The Hon. William Alsup

GERRY HAGEMAN, on Behalf of Himself
 and All Others Similarly Situated,

Plaintiff,

vs.

THE CHARLES SCHWAB CORPORATION,
 et al.,

Defendants.

CASE NO. CV 08-01733-CW

NOTICE OF MOTION AND MOTION FOR CONSOLIDATION; FOR APPOINTMENT OF THE
 SCHWARTZ GROUP OF INVESTORS AS LEAD PLAINTIFFS; AND FOR APPROVAL OF LEAD
 PLAINTIFFS' CHOICE OF LEAD COUNSEL

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1	W. MERRILL GLASGOW, on Behalf of	
2	Himself and All Others Similarly Situated,	CASE NO. CV 08-01936-SI
3	Plaintiff,	
4	vs.	
5	THE CHARLES SCHWAB CORPORATION,	
6	et al.,	
7	Defendants.	
8	NILS FLANZRAICH, on Behalf of Himself	CASE NO. CV 08-01994-WHA
9	and All Others Similarly Situated,	
10	Plaintiff,	
11	vs.	
12	THE CHARLES SCHWAB CORPORATION	
13	et al.,	
14	Defendants.	
15	VINAYAK R. PAI DEFINED BENEFITS	CASE NO. CV 08-02058 WHA
16	PENSION PLAN,	
17	Plaintiff,	
18	vs.	
19	THE CHARLES SCHWAB CORPORATION,	
20	et al.,	
21	Defendants.	

1 TO ALL PARTIES and their attorneys of record herein:

2 PLEASE TAKE NOTICE that on June 26, 2008, at 8:00 a.m., at the United States
 3 Courthouse, 450 Golden Gate Avenue, Courtroom 9, 19th Floor, San Francisco, California, Richard
 4 M. Schwartz, Trustee of the Celesta Schwartz Trust FBO Richard Schwartz under the Celesta
 5 Schwartz Revocable Trust Dtd June 12, 1992; Richard M. Schwartz, Trustee of the Meyer
 6 Schwartz Trust FBO Richard Schwartz under the Will of Meyer Schwartz, Deceased; the Charles
 7 C. Bell Limited Partnership; Casa Marin, a California Corporation; and Sheri Bell, individually and
 8 on behalf of C. Scott Bell pursuant to power of attorney (hereinafter the "Schwartz Group" of
 9 Investors) will and hereby do move the Court for (1) consolidation of the related above-captioned
 10 actions; (2) for appointment of the members of the Schwartz Group as Lead Plaintiffs; and (3) for
 11 approval of Lead Plaintiffs' choice of Lovitt & Hannan, Inc. and Bramson, Plutzik, Mahler &
 12 Birkhaeuser, LLP to serve as Co-Lead Counsel.

13 This motion is based on the supporting Memorandum of Points and Authorities and
 14 Declaration of Michael S. Strimling (which includes the Certifications of the members of the
 15 Schwartz Group) filed herewith, the pleadings and papers on file in this action and such other
 16 evidence and argument as may be submitted to the Court at or prior to the hearing on this matter.

17 This motion is made on the grounds that the members of the Schwartz Group are the most
 18 qualified plaintiffs to represent the class as lead plaintiffs in this matter as lead plaintiffs, and that
 19 their counsel are experienced and capable.

20 Dated: May 16, 2008

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25 /s/
 J. Thomas Hannan

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2 BIRKHAEUSER, LLP

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